

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

In re: Bair Hugger Forced Air Warming
Products Liability Litigation

MDL No. 15-2666 (JNE/FLN)

This Document Relates To:

Bellande, 16-cv-02700-JNE-FLN
Colon, 16-cv-00985-JNE-FLN
Perkins, 17-cv-01049-JNE-FLN
Nickell, 17-cv-4285-JNE-FLN
Grimsley, 17-cv-04872-JNE-FLN
Andrews, 17-cv-03276-JNE-FLN

**DEFENDANTS' MOTION TO
DISMISS CASES FOR FAILURE TO
COMPLY WITH PRETRIAL
ORDER NO. 23 AND/OR
FED. R. CIV. P. 25(a)**

Pursuant to Pretrial Order No. 23 and Federal Rule of Procedure 25(a), Defendants 3M Company (“3M”) and Arizant Healthcare Inc. (“Arizant”) (collectively, “Defendants”) respectfully move the Court to dismiss the following actions with prejudice for failure to comply with Pretrial Order No. 23 and Fed. R. Civ. P. 25(a):

Case Number	Title	Firm Name
16-cv-00985-JNE-FLN	<i>Colon v. 3M Co., et al.</i>	Michael Hingle & Associates LLC
17-cv-01049-JNE-FLN	<i>Perkins v. 3M Co., et al.</i>	Pendley, Baudin & Coffin, LLP
17-cv-04872-JNE-FLN	<i>Grimsley v. 3M Co., et al.</i>	Bernstein Liebhard LLP
17-cv-03276-JNE-FLN	<i>Andrews v. 3M Co., et al.</i>	Brown and Crouppen, PC

In addition, pursuant to Pretrial Order No. 23 and Fed. R. Civ. P. 25(a), Defendants move this Court to dismiss the claims of the deceased parties in the two following actions with prejudice:

Case Number	Title	Firm Name
16-cv-02700-JNE-FLN	<i>Bellande et al. v. 3M Co., et al.</i>	Kennedy Hodges, LLP
17-cv-4285-JNE-FLN	<i>Nickell et al. v. 3M Co., et al.</i>	Gustafson Gluek PLLC

As set forth in Defendants' Memorandum in Support of Motion to Dismiss Cases for Failure to Comply with Pretrial Order No. 23 and/or Fed. R. Civ. P. 25(a), the above-referenced six (6) matters have failed to meet the requirements of this Court's Order and the federal rules, and dismissal is appropriate.

Dated: July 3, 2018

Respectfully submitted,

s/Benjamin W. Hulse

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